

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

ELASTICSEARCH, INC., a Delaware  
corporation, ELASTICSEARCH B.V., a Dutch  
corporation,

Plaintiffs,

v.

FLORAGUNN GmbH, a German corporation,

Defendant.

Case No. 4:19-cv-05553-YGR

**[PROPOSED] ORDER DENYING  
PLAINTIFFS' MOTION FOR  
SANCTIONS AGAINST  
FLORAGUNN REGARDING  
HENDRIK SALY**

Before the Court is Plaintiffs' Motion for Sanctions Against floragunn Regarding Hendrik Saly (Dkt. 213) (the "Motion").

Based on the arguments presented in the parties' briefs and at hearing and upon the pleadings on file, the Court hereby DENIES the Motion.

Plaintiffs have not demonstrated that Defendant willfully violated a Court order or otherwise acted in bad faith with respect to Hendrik Saly's unavailability in this case. There is therefore no basis to impose the issue sanctions Plaintiffs request.

Accordingly, Plaintiffs' Motion is denied.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
HON. ALEX G. TSE  
UNITED STATES MAGISTRATE JUDGE